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International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

Draft decision submitted by the President of the General Assembly

International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994

The General Assembly, having considered the letter from the Secretary-General dated 1 June 2012[1] transmitting a letter from the President of the International Criminal Tribunal for the Prosecution of Persons Responsible for Genocide and Other Serious Violations of International Humanitarian Law Committed in the Territory of Rwanda and Rwandan Citizens Responsible for Genocide and Other Such Violations Committed in the Territory of Neighbouring States between 1 January and 31 December 1994 dated 21 May 2012, and taking note of the letter from the President of the Security Council dated 17 July 2012[2] drawing attention to the text of resolution 2054 (2012) of 29 June 2012,

(a) Decides that, notwithstanding the expiry of their term of office on 30 June 2012, Judge William H. Sekule (United Republic of Tanzania), Judge Solomy Balungi Bossa (Uganda) and Judge Mparany Mamy Richard Rajohnson (Madagascar) may continue, on an exceptional basis, to serve at the Tribunal until 31 December 2012 or until the completion of the *Ngirabatware* case, which they began before the expiry of their term of office, while taking note of the intention of the Tribunal to complete the *Ngirabatware* case by 31 December 2012;

[1] A/66/819-S/2012/392.
[2] A/66/870.

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(b) Takes note of the intention of the Tribunal to complete all remaining judicial work by 31 December 2014, and decides, bearing in mind the expiry of his term of office on 30 June 2012, to extend the term of office of Judge Vagn Joensen (Denmark), on an exceptional basis, until 31 December 2014, so that he may continue to perform the functions required of him as trial judge and President of the Tribunal, to complete the work of the Tribunal and expresses its intention to review this decision in June 2013;

(c) Requests the Tribunal to report to the Security Council, as a part of its pending report on the completion strategy pursuant to Council resolution 1534 (2004) of 26 March 2004, on the projected schedule of the coordinated transition of functions of the Tribunal to the Mechanism for Criminal Tribunals pursuant to articles 5 and 6 of the transitional arrangements annexed to Council resolution 1966 (2010) of 22 December 2010 with concrete estimated dates, taking into account that the branch of the Mechanism for the International Criminal Tribunal for Rwanda commences functioning on 1 July 2012, with a view to completing all remaining work in the Tribunal and its closure as early as possible, and no later than 31 December 2014;

(d) Reiterates the importance of the Tribunal being adequately staffed to enable it to complete its work expeditiously, calls upon relevant United Nations bodies to intensify cooperation with the Secretariat and the Registrar of the Tribunal and to take a flexible approach in order to find practicable solutions to address this issue as the Tribunal approaches the completion of its work, and also calls upon the Tribunal to renew its efforts to focus on its core functions;

(e) Urges all States, especially States in which fugitives are suspected to be at large, to intensify further their cooperation with and render all necessary assistance to the Tribunal, in particular to achieve the arrest and surrender of all remaining fugitives as soon as possible;

(f) Commends States that have accepted the relocation to their territories of acquitted persons or convicted persons who have completed their sentences, and reiterates its call upon all States in a position to do so to cooperate with and render all necessary assistance to the Tribunal for its increased efforts towards the relocation of acquitted persons and convicted persons who have completed their sentences.